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In re Application of :
BERNSTEIN, et al. :
U.S. Application No.: 09/806,657 :
PCT No.: PCT/GB99/03274 : COMMUNICATION
Int. Filing Date: 04 October 1999 :
Priority Date: 07 October 1998 :
Attorney's Docket No.: 704032-1P/US :
For: NAPHTHALENECARBOXAMIDES AS :
TACHYKININ RECEPTOR ANTAGONISTS :

This communication is in response to applicant's papers filed 11 February 2002.

BACKGROUND

On 16 November 2001, applicant was mailed a decision granting applicant's petition under 37 CFR 1.137(b) to revive the present application. The decision noted that the fifth inventor was listed as Scott Alan SHEWOOD in the published international application and Scott Alan SHERWOOD on the executed declaration filed 30 March 2001. Applicant was advised that in order to continue processing of the application applicant was required to provide an explanation for this discrepancy. Applicant was afforded two months to file a proper reply.

On 11 February 2002, applicant filed the present papers. As applicant has certified that the papers were deposited for mailing on 11 January 2002, the response is considered to be timely filed.

DISCUSSION

Applicant has presently provided a sufficient showing that the name of the fifth inventor is Scott Alan SHERWOOD, the name which appears on the executed declaration filed 30 March 2001. A review of the application file reveals that all of the requirements of 35 U.S.C. 371 for entry into the national stage in the United States have been satisfied.

CONCLUSION

This application will be given an international application filing date of 04 October 1999 and a date of **29 May 2001** under 35 U.S.C. 371.

This application is being returned to the DO/EO/US for processing in accordance with this decision.



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